

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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ISELA ELGUERA, an individual, JOHN  
ELGUERA, an individual,

Plaintiffs,

v.

STATE FARM MUTUAL AUTOMOBILE  
INSURANCE COMPANY, and DOES I-X  
AND ROES I-X, inclusive,

Defendants.

Case No. 2:17-cv-00184-APG-NJK

**ORDER DENYING MOTION TO  
REMAND**

(ECF No. 6)

The plaintiffs move to remand this case to state court, contending that State Farm has not demonstrated that the amount in controversy exceeds \$75,000. Plaintiff Isela Elguera previously demanded that State Farm pay her \$46,328.42 on her UM/UIM claim. Plaintiff John Elguera demanded that State Farm pay him \$35,978.11 on his UM/UIM claim. In addition to these contractual claims, the plaintiffs assert extra-contractual claims and seek punitive damages. ECF No. 1-2. The plaintiffs also filed in the state court a Request for Exemption of Arbitration stating that the case involves an amount in excess of \$50,000. ECF No. 1-4.

State Farm has demonstrated that the amount in controversy exceeds \$75,000. Thus, this court can exercise diversity jurisdiction over this matter. The plaintiffs' motion to remand (**ECF No. 6**) is denied.

DATED this 17<sup>th</sup> day of February, 2017.

  
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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE